

**Personal Audio, LLC v. Togi et al.**  
Case No. 2:13-cv-13 (consolidated))

**Plaintiff Master Exhibit List as to CBS Corporation FINAL AFTER CLOSE OF EVIDENCE**

Plaintiff's Trial Exhibit No.	Depo Exhibit No.	Description	Bates Numbers	Marked	Admitted	Objections
1.—		Apple Inc. License	PA2 12-24			Irrelevant (401/402); prejudicial (403); hearsay (902)
2.—	HS-11	E-mail dated March 21, 2014 from Rosenbloom to Strickland	HS PA 27			AGREED
3.—	HS-12	E-mail dated March 21, 2014 from Strickland to Rosenbloom	HS PA 12			AGREED
4.	HS-13	Henry Strickland Privilege Log				AGREED
5.		E-mail dated March 7, 2014 from Rosenbloom to Bradford	TB (PA) 003			AGREED
6.		E-mail dated March 8, 2014 from Rosenbloom to Bradford	TB (PA) 006			AGREED
7.	PI-4	Curriculum Vitae of Dr. Porter				
8.	PI-6	Compton's Invalidity Claim Chart				
9.	PI-7	Surfpunk's Invalidity Claim Chart				
10.	PI-8	The NCSA Website's Invalidity Claim Chart				
11.	PI-9	The NRL Website's Invalidity Claim Chart				
12.	PI-10	The RealAudio Website's Invalidity Claim Chart				

Plaintiff's Trial Exhibit No.	Depo Exhibit No.	Description	Bates Numbers	Marked	Admitted	Objections
13.	PI-11	Klemets' Invalidity Claim Chart				
14.	PI-12	Information Disclosure Statement				
15.	PI-13	Notice of Allowability				
16.	PI-14	Article About the Internet CNN Newsroom				
17.	PI-15	Surfpunk Technical Journal				
18.	PI-16	List of the Interviews for the Geek of the Week				AGREED
19.	PI-17	E-mail Traffic		Marked 9/10	Admitted 9/10	AGREED
20.	PI-18	First International World-Wide Web Conference Material				
21.		Article available at <a href="https://web.archive.org/web/19961220063151/http://www.ncsa.uiuc.edu/radio/radio.html">https://web.archive.org/web/19961220063151/http://www.ncsa.uiuc.edu/radio/radio.html</a> .		Marked 9/11	Admitted 9/11	AGREED
22.		Surf Punk available at <a href="https://web.archive.org/web/19961220063151/http://www.ncsa.uiuc.edu/radio/radio.html">https://web.archive.org/web/19961220063151/http://www.ncsa.uiuc.edu/radio/radio.html</a> .				AGREED
23.		Geek of Weeks Page - <a href="http://town.hall.org/radio/Geek">http://town.hall.org/radio/Geek</a>				AGREED
24.		<a href="http://www.cmf.nrl.navy.mil/radio/radio.html">www.cmf.nrl.navy.mil/radio/radio.html</a> .				AGREED

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25.—		<a href="http://server/htbin/playdefault/conf1/talk1?Johns_speech">http://server/htbin/playdefault/conf1/talk1?Johns_speech</a>				AGREED
26.		<a href="http://www.ietf.org/mail-archive/text/avt/rem-conf-1993-11">http://www.ietf.org/mail-archive/text/avt/rem-conf-1993-11</a>				AGREED
27.		IETF RFC 1033, published in November 1987				AGREED
28.		IETF RFC 1034, published in November 1987				AGREED
29.		<a href="http://web.archive.org/web/19990501225115/http://www.cmf.nrl.navy.mil/notice.htm">http://web.archive.org/web/19990501225115/http://www.cmf.nrl.navy.mil/notice.htm</a>				AGREED
30.	Richard Dean Ex. 1	Resume of Richard Dean				
31.—	Richard Dean Ex. 10	Subpoena				AGREED
32.	Richard Dean Ex. 11	Wall Street Journal article entitled, "Comcast, Disney Will Add Web Shows for Subscribers"				AGREED
33.	Richard Dean Ex. 12	Wall Street Journal article entitled, "Disney Adds More Streaming"				AGREED
34.	Richard Dean Ex. 13	E-mail string, latest E-mail dated December 5, 2013 from Brian Rosenbloom to Rich Dean				AGREED
35.	JF-16	Resume of Joseph Follansbee				
36.	JF-17	Email, March 7, 2014				AGREED
37.—	JF-18	Email dated February 13, 2014				AGREED
38.—	JF-19	Electronic Frontier Foundation Article				
39.	JF-20	Email dated February 12, 2014				AGREED
40.—	JB-6	Email dated February 25, 2014 to Jerry Black from Brian Rosenbloom	JB(PA)00000001			AGREED
41.—	JB-7	Article titled EFF Files Challenge With Patent Office Against Troll's Podcasting Patent, dated October 16, 2013				AGREED
42.—	JB-8	E-mail chain, the most recent dated February 25, 2014 to Brian Rosenbloom from Jerry Black re: Patent lawsuit	JB(PA)00000022-23			AGREED
43.—	Anderson Ex. 4	Subpoena to Scott Anderson				AGREED

Plaintiff's Trial Exhibit No.	Depo Exhibit No.	Description	Bates Numbers	Marked	Admitted	Objections
44.	Anderson Ex. 5	Article: "McVeigh: Should He Die?", Online NewsHour: McVeigh Sentencing, June 4, 1997				AGREED
45.—	GD-3	Email to Greg Dewar from Brian Rosenbloom, March 19, 2014	GD(PA)00000001			AGREED
46.—	GD-4	Subpoena to Greg Dewar				AGREED
47.	GD-5	Resume for Greg Dewar	GD(PA)0000024-27			
48.—	Miller 2	Diagram titled Data Center Physical Redundancy	TPFM 1			Hearsay (802); no authenticity (901); lack of foundation
49.—	Miller 3	Diagram titled A Service Oriented Architecture	TPFM 2-3			Hearsay (802); no authenticity (901); lack of foundation
50.—	Miller 4	Document titled Evaluating Web Service APIs	TPFM 4-16			Hearsay (802); no authenticity (901); lack of foundation
51.—	Miller 5	Document titled MPX Overview White Paper	TPFM 17-47			Hearsay (802); no authenticity (901); lack of foundation
52.	Miller 12	Spreadsheet titled Media Requests per Month	TPFM 203-208			AGREED ON CONDITION THAT IT WILL BE REDACTED AS TO OTHER DEFENDANTS
53.—	Miller 13	Spreadsheet titled Newscorp companies (Invoices 2/1/12 to 4/30/14)	TPFM 166-173			Hearsay (802); no authenticity (901); lack of foundation; irrelevant, refers to other defendants (401/402)

Plaintiff's Trial Exhibit No.	Depo Exhibit No.	Description	Bates Numbers	Marked	Admitted	Objections
54.	Miller 14	Spreadsheet titled CBS companies (Invoices 2/1/12 to 4/30/14)	TPFM 174-175			AGREED ON CONDITION THAT IT WILL BE REDACTED AS TO OTHER DEFENDANTS
55.	Miller 15	Spreadsheet titled NBCU companies (Invoices 2/1/12 to 4/30/14)	TPFM 176-189			Hearsay (802); no authenticity (901); lack of foundation; irrelevant; refers to other defendant (401/402)
56.	Miller 16	Memo 9/11/13 to Kiriacoulacos from Rina Patel re: enterprise license for the Platform	TPFM 190-191			Hearsay (802); no authenticity (901); lack of foundation; incomplete document (106); irrelevant; refers to other defendant (401/402)
57.	Miller 17	Document titled CBS	TPFM 48-51			Hearsay (802); no authenticity (901); lack of foundation
58.	Miller 18	Composite of documents, first titled FOX Broadcasting	TPFM 52-91			Hearsay (802); no authenticity (901); lack of foundation; irrelevant; refers to other defendant (401/402)

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59.—	Miller 19	Composite of documents, first titled NBC News	TPFM 92-146			Hearsay (802); no authenticity (901); lack of foundation; irrelevant, refers to other defendant (401/402)
60.—	Horowitz 20	Set of Specifications written by program managers at thePlatform that describe the functionality and high-level design of a set of services	TPFM 209-893			Hearsay (802); no authenticity (901); lack of foundation; irrelevant (401/402)
61.		United States Patent 8,112,504				
62.	Randell 2	CBS Audience Network Chart	CBS 59			
63.	Randell 3	HTML version of web page for Big Bang Theory				
64.	Randell 4	Example of SMILE File	CBS 651-652			
65.	Randell 5	HTML response from CBS.com	CBS 181-220			
66.	Randell 6	UVP Flash Quickstart Guide	CBS 68-75			
67.	Randell 7	HTML response for Criminal Minds	CBS 129-70			
68.	Mantell 8	Breakout of video streams/impressions/ad revenue/expenses	CBS 221			
69.	Mantell 9	CBSi Online Streaming 2012 Streams Impressions Revenue	CBS 642			
70.	Mantell 10	CBSi Online Streaming Full Episodes Only 2012	CBS 1180-81	Marked 9/9	Admitted 9/9	
71.	Mantell 11	CBSi Online Streaming Full Episodes Only 2013	CBS 1182-83	Marked 9/9	Admitted 9/9	
72.	Mantell 12	CBSi Online Streaming Streams/Impressions/Revenues/Expenses 2014 Q1	CBS 1184-85	Marked 9/9	Admitted 9/9	
73.	Mantell 14	Document downloaded from CBS website		Marked 9/9	Admitted 9/9	Objection overruled at pre-trial conference
74.	Mantell 15	CBS Memorandum	CBS 238-239			
75.—	Mantell 16	Broadcast Order	CBS 722-723			

Plaintiff's Trial Exhibit No.	Depo Exhibit No.	Description	Bates Numbers	Marked	Admitted	Objections
76.—	Aizer 2	Step-by-step guide on editing and publishing/posting podcast	CBS 115-128			
77.—	Aizer 3	Document tracking number of media starts-of podcasts	CBS 303-606			
78.—	Aizer 4	Document for ad campaign for Anchor Bay Studios/Entertainment	CBS 649-650			
79.—	Aizer 5	Network Advertising Broadcast Order	CBS 722-723			
80.—	Gervais 2	Document given to a potential new platform that CBS News wants partnership with	CBS News (PA5)			
81.—	Gervais 3	Inventory List	CBS(PA6)			
82.—	Gervais 4	IEYE Cast-podcast Guide	CBS 7-26			
83.—	Gervais 5	Supplement to manual upload guide	CBS 27			
84.—	Gervais 6	RSS feed for "60 Minutes"	CBS 222-224			
85.—	Gervais 7	Actual XML code for "60 Minutes" podcast	CBS 225-227			
86.—	Gervais 8	Support Agreement	CBS 228-237			
87.—	Gervais 9	XML for "CBS News Weekend Roundup" Podcast	CBS 643-45			
88.—	Gervais 10	CBS Radio News XML Feed	CBS 639-640			AGREED
89.—	Gervais 13	Example of insertion	CBS 659			
90.—	Gervais 14	Agreement with Kit Gray	CBS 660-63			
91.—	Gervais 15	Amendment to agreement with Kit Gray	CBS 664			
92.—	Gervais 16	Breakdown of podcast earnings as of Jan 2, 2014	CBS 692			
93.—	Gervais 17	Breakdown of downloads of various podcasts	CBS 693-99			
94.—	Gervais 18	Breakdown of downloads of various podcasts	CBS 700-705			
95.—	Gervais 19	New method for tracking podcast downloads	CBS 706-713			
96.		thePlatform agreement	CBS 750-768	Marked 9/9	Admitted 9/9	
97.		thePlatform Order Form	CBS 792-796	Marked 9/9	Admitted 9/9	
98.		thePlatform agreement	CBS 797-815			
99.		Harris Media Invoices	CBS 1047-1053			
100.		The Bold and the Beautiful	CBS 1258-1262			
101.		B and the B sponsorship	CBS 1263-1270			

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102.		CBS Gives You More: 2014 Upfront Overview	CBS 1271-1300			
103.		Market Research	CBS 1301-1307			
104.		Big Bang Theory Episode 2 Statistics	CBS 1321-1326			
105.		Advertising Promotional Document for CBS.com	CBS 1327-1333			
106.		Advertising Promotional Document for CBS.com	CBS 1334-1340			
107.		Advertising Promotional Document for CBS.com	CBS 1341-1347			
108.		Digital Platform Sales Training	CBS 1348-1362			
109.		Unique visitors	CBS 1363-1364			
110.		CBS Delivers the Best of Breed: Major tentpole event case studies	CBS 1365-1389			
111.		CBS Interactive Advertising Promotional doc	CBS 1393-1445			
112.		CBS Interactive Advertising Promotional doc	CBS 1446-1493			
113.		CBS Interactive Advertising Promotional doc	CBS 1494-1536			
114.		CBS Interactive Skin	CBS 1537-1540			
115.		CBS Interactive Advertising Promotional doc	CBS 1575-1625			
116.		CBS Interactive Advertising Promotional doc	CBS 1626-1676			
117.		CBS Interactive Advertising Promotional doc	CBS 1677-1724			
118.		CBS dominates competition on YouTube	CBS 1725			
119.		CBS.com v. ABC.com – Beating the competition	CBS 1738-1740			
120.		CBS.com v. FOX.com – No Comparison	CBS 1742-1744			
121.		CBS.com v. NBC.com – No Comparison	CBS 1746-1748			
122.		Home Page Take Over “Plus”	CBS 1750			
123.		Ad layout on CBS.com page	CBS 1760			
124.		CBS comscore report	CBS 2164-2450			
125.		CBS comscore data	CBS 2451-2687			
126.		CBS comscore report	CBS 2688-2784			
127.		CBS-TV Research Report	CBS 2785-2787			
128.		CBS Multi-Platform Audiences Data/E-mail	CBS 2788-2791			
129.		CBS comscore report	CBS 2792-2903			
130.		CBS FreeWheel report Q4 2013	CBS 2904-2917			
131.		CBS Corporation Sizzle Reel	CBS MOV 001			



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132.		Print out of Apps.microsoft.com/windows/en-us/app/cbs/3d731f11-faa1-44e6-bfe3-3fb869f381e4				AGREED
133.		Print out of CBS Audience Network, About, www.cbs.com/can_player/about.php				AGREED
134.		January 24, 2013 letter from Richard A. Baker, Jr. to Louis J. Briskman re: Licensing Podcast Technology; United States Patent 8,112,504	PERSAUDIO014433			Irrelevant (401/402); prejudicial (403); hearsay (802); Lack of authenticity (901); not timely identified as an exhibit
135.		The Big Bang Theory Website snapshots (2) and entire webpage of <a href="http://www.cbs.com/shows/big_bang_theory/video/B886C031-DCAE-4D0A-7F0ED8CFB0410592/the-big-bang-theory-the-gorilla-dissolution/">http://www.cbs.com/shows/big_bang_theory/video/B886C031-DCAE-4D0A-7F0ED8CFB0410592/the-big-bang-theory-the-gorilla-dissolution/</a> (Exhibit 3 to Dr. Almeroth's Expert Report on Infringement) (native files)				AGREED
136.		WireShark Testing Data (Exhibit 4 to Dr. Almeroth's Expert Report on Infringement) (native files)				AGREED
137.		Fiddler2 Testing Data (Exhibit 5 to Dr. Almeroth's Expert Report on Infringement) (native files)		Marked 9/9	Admitted 9/9	AGREED
138.		Top Paragraph of Page I-5 of CBS 10-k form for 2013 fiscal year (remainder of page redacted)	PERSAUDIO112768			AGREED
139.		Technicolor MP3 Licensed Companies	PERSAUDIO109966-109975			AGREED
140.		Technicolor MP3 Royalty Rates	PERSAUDIO113019-20			AGREED
141.		CV of David Leathers (Exhibit 2 to David Leathers Expert Report)				AGREED

Plaintiff's Trial Exhibit No.	Depo Exhibit No.	Description	Bates Numbers	Marked	Admitted	Objections
142.		CBS Presentation, "The Largest Online Network of Premium Content"	PERSAUDIO111724-111751			AGREED
143.		Fennet e-mails	BF(PA)00000110-- BF(PA)00000111			AGREED
144.		Richard Dean e-mails	RD (PA)00000090 - RD (PA)00000099			AGREED